

FILED
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2005 SEP 27 P

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

U.S. DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA
Plaintiff

vs.

Nadine J. Griffin
Defendant

CASE NO. CR-05-10175-WGY

**DECLARATION IN SUPPORT OF MOVE
TO DISMISS FOR VIOLATION OF THE SIXTH
AMENDMENT AND SPEEDY TRIAL ACT**

1. Nadine J. Griffin declares and states as follows:
2. I am the Accused *pro se*, hereinafter referred to as "Declarant" in the above-entitled action and competent to testify to the facts stated herein to wit:
3. That all statements made within this declaration are true and correct not meant to mislead.
4. That Nadine J. Griffin exists as a conscious living, breathing, feeling flesh and blood sentient being; NOT a statutory person, persons, natural person, artificial person, individual corporation, entity, or any other sub-status, fourth class citizen *ens legis* creation of a government, federal, state, local or otherwise.
5. That Declarant is unschooled in law, not an Attorney or Bar Association member, and attempting to defend and dispose of this action to the best of Declarant's ability with reliance upon your statutes, codes, rules and regulations; including those relied upon by the plaintiff and established by the Constitution of the United States of America, United States Congress, and the United States Supreme Court.
6. That on or about July 13, 2005 Declarant was formally charged under cause number C

05-10175-WGY for alleged violations of 26 U.S.C. § 7206, two counts of filing a false returns for the tax years 1998 and 1999.

7. That Declarant's first appearance was without an attorney before this Court in a scheduled arraignment on July 27, 2005 at 4:00 p.m., before Magistrate Judge Joyce London Alexander.

8. That Declarant formally objected on the record to being arraigned by Magistrate Judge Joyce London Alexander on a felony matter and filed an affidavit in objection to these acts.

9. That no arraignment by Judge Joyce London Alexander and Declarant was rescheduled appear on August 11, 2005 to be arraigned once again.

10. That Declarant appeared on August 11, 2005 at the scheduled hearing, observed that Magistrate Judge Joyce London Alexander remained on the bench, and immediately objected to her arraigning the matter, as a de facto not guilty plea was entered on Declarant's behalf against Declarant's direction.

11. That Declarant received partial "dump truck discovery" from Christopher Maier consisting of two large boxes on or about August 12, 2005, five days beyond the automatic discovery date that expired on August 8, 2005.

12. That Declarant received an additional "dump truck discovery" from Christopher Maier consisting of one large box on September 24, 2005, approximately forty-three days beyond the automatic discovery date that expired August 8, 2005.

13. That Declarant is being prejudiced as the government has intentionally employed acts to gain a tactical advantage at the expense and prejudice of the Declarant for its own benefit by not scheduling a trial date and dumping three large boxes of discovery material on Declarant consisting of more than 10,000 pages.

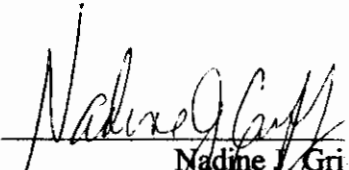
1 14. The government did know or should have known that the last date for scheduling a tri
2 would be October 5th 2005 based on the first appearance clause of the Speedy Trial Act
3 seventy days from the Declarant's first court appearance on July 27, 2005.

4 15. That Declarant does not waive the right to a speedy trial and objects to the court's potenti
5 scheduling of a trial date outside the Speedy Trial Act or truncating the thirty-da
6 preparation period for such purpose.

7 16. That Declarant shall object to any motions granted in favor of Christopher Maietta, Vict
8 A. Wild or any other Actors that may speak on behalf of the Government, to furth
9 prejudice Declarant's right to a speedy trial and any others rights not specifically address
10 in this instant matter.
11

12 Nadine J. Griffin declares under penalty of perjury pursuant to 28 U.S.C. § 1746 (1), that
13 forgoing is true and correct.

14 Executed this 25th day of September 2005.

15
16 Signature: 

Nadine J. Gri
C/o 13799 Park Blvd. North #2
Seminole, Florida 33776-34